

December 27, 2001

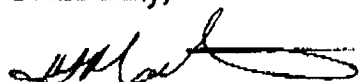
Ms. Renata Hesse  
Trial Attorney  
Antitrust Division  
Department of Justice  
601 D Street NW, Suite 1200  
Washington, D.C. 20530

Dear Ms. Hesse:

Regarding the Microsoft settlement, Microsoft's largest rivals were disappointed when the Appeals Court took breakup off the table. However, you may be assured that they will find ways to use this settlement to inhibit Microsoft from competing in markets they dominate today, (like Internet access, high-end servers, and instant messaging.) The enforcement provisions of this settlement agreement would make it effortless to slow innovation and delay product launches by filing multiple complaints, much like these competitors attempted to do with Windows XP. For AOL Time Warner, Oracle, and Sun, opportunities abound to hinder Microsoft by abusing the settlement agreement.

There has been no consumer harm as a result of any actions taken by Microsoft. In fact, Microsoft's innovation has led to tremendous benefits for consumers, such as better products and lower prices. Antitrust law is supposed to be about consumer harm, and on that key issue, the government has failed to show any harm whatsoever.

Yours truly,



Goy Martin